

REMARKS

With regard to the requirement for election which is the only point raised in the Official Action, Applicants hereby provisionally elect the species 1 (Figs. 1-5) as covered by claims 1-13, 15-25, with at least claims 1 and 19 being generic. Please note that species 2 differs from the elected species 1 only by the number of transducers. While species 1 shows the provision of a single transducer, species 6 describes the provision of three transducers. Therefore, it is applicants' contention that the assessment submitted by the Examiner that "[C]urrently, no claims are generic" is incorrect.

Applicants' election is made without traverse. As noted by the Examiner, upon the allowance of a generic claim, applicants will be entitled to consideration of claims to the additional species, provided that all claims to the additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 C.F.R. §1.141.

It is noted that each named inventor of the subject matter of the instant application contributed at least to one of the claims, presently on file.

With regard to claims 14 and 26 constituting the other species, applicants do not waive any of their rights therefore or abandon such subject matter.

Since applicants have fully and completely responded to the Official Action and have made the required election, this application is now in order for early action at least on the merits of claims 1-13, 15-25.

Applicant further corrected an obvious typographic error in the specification.

Applicant further submits herewith a certified copy of the priority document under 35 U.S.C. §119(a)-(d).

Respectfully submitted,

By: 

Henry M. Feiereisen
Agent for Applicant
Reg. No. 31,084

Date: June 2, 2003
350 Fifth Avenue
Suite 4714
New York, N.Y. 10118
(212) 244-5500
HMF:af

**AMENDMENTS TO THE SPECIFICATION WITH MARKINGS TO SHOW
CHANGES MADE**

Amend the following paragraph(s):

[0027] -- FIG. 6 is a sectional view of a variation of a hand-held control apparatus ~~shows the apparatus~~ according to the present invention, with transducers arranged in directions perpendicular to one another.--.